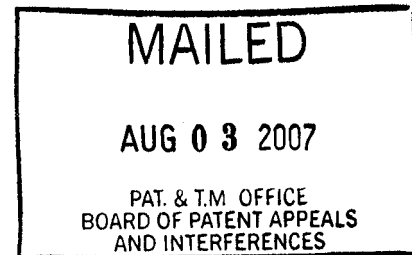


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOHN XIAOXIONG ZHONG, DIAN YANG,
ZHENG ZHOU, and TING WANG

Application No. 10/620,628



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals And Interferences (BPAI) on July 26, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

On December 19, 2005, the Examiner mailed a Final rejection. On page 1 of the rejection number 6) indicates that claims 1, 2, 4, 6-12, 14, and 16-20 are rejected. However, the Examiner did not mention in his Final Rejection or in the Examiner's Answer the rejection of claims 8 and 18. It is unclear as to what grounds claims 8 and 18 are rejected under. Also a review of the file reveals that

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the Examiner has included canceled claims 13 in the Final Rejection and in the Examiner's Answer. Claim 13 was canceled in an Amendment filed on September 19, 2005. Clarification is required.

Accordingly, it is ORDERED that the application is returned to the Examiner to:

1. to vacate the Examiner's Answer mailed July 31, 2006, and issue a revised Examiner's Answer to include all pending claims and the grounds in which they are rejected under; and
2. for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCE



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